IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.4944 OF 2004
IN
CRIMINAL APPLICATION NO. 96 OF 1996

Smt.Janaki Uttamsingh ...Applicant
(Ori.Petr.
Accused No.1)

Vs.

The State of Maharashtra
and another ...Respondents

....

Ms.Alpa Javeri Advocate for applicant
Mr.A.S.Shitole, A.P.P. for State
Mr.A.N.Moghe for Mr.Avinash Shivade Advocate
for Respondent no.2

....

CORAM: SMT.V.K.TAHILRAMANI,J.

DATE : DECEMBER 15,2004

P.C.:

1. Heard Ms.Alpa Javeri, the learned advocate appearing for the applicant and Mr.Moghe, the learned advocate appearing for respondent no.2-original complainant.

2. Ms.Javeri has prayed that Criminal Application No. 96 of 1996 which has been dismissed for default on 8th September, 2004, be restored to file. She has pointed out various reasons why the learned advocate for the petitioner could not remain present on that day. The said reasons are reflected in the

application. Mr.Moghe, the learned advocate for the respondent no.2-complainant has stated that he has no objection to the said Criminal Application No.96 of 1996 being restored to file. In my view, sufficient cause has been shown for restoration of the said Criminal Application No. 96 of 1996. Hence, Criminal Application No.96 of 1996 is restored to file. Put up Criminal Application No. 96 of 1996 on board for final hearing in the week commencing from 10th January, 2005.

. Application is disposed of.

[V.K.TAHILRAMANI.J]